



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

DAVID A. KALOW  
KALOW SPRINGUT & BRESSLER, LLP  
488 MADISON AVE 19TH FLOOR  
NEW YORK, NY 10022

**COPY MAILED**

**FEB 04 2005**

**OFFICE OF PETITIONS**

In re Application of :  
Michael T. Boyce-Jacino :  
Application No. 09/097,791 : ON PETITION  
Filed: June 16, 1998 :  
Attorney Docket No. 13065 :

This is a decision on the petition under 37 CFR 1.137(b), filed January 5, 2005, to revive the above-identified application.

The above-identified application became abandoned for failure to submit the issue fee in a timely manner in reply to the Notice of Allowance mailed September 23, 2004, which set a statutory period for reply of three (3) months. Accordingly, the above-identified application became abandoned December 23, 2004.

In response, petitioner submitted with the instant petition an authorization to charge the listed deposit account \$1,500 for the petition to revive fee, and \$1,400 for the issue fee. As authorized, the above fees have been charged to petitioner's deposit account.

The petition is **GRANTED**.

It has been acknowledged that the above-identified application is no longer entitled to small entity status.

The application file is being referred to the Office of Publications for further processing into a patent.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3226.

Andrea Smith  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy